

Applicant: EBERLE *et al.*
Serial No: 10/072,898
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REMARKS

In response to the First Office Action mailed September 22, 2006 (hereinafter "Office Action"), no claims have been amended, cancelled, or newly added. Therefore, claims 27-78 remain pending.

PRELIMINARY AMENDMENT

A Preliminary Amendment was filed together with the above-referenced application on February 12, 2002. The Preliminary Amendment cancelled claims 1-26 and added new claims 27-78. It does not appear that this Preliminary Amendment was considered, however, as the Office Action addressed only *cancelled* claims 1-26. Accordingly, Applicants respectfully request issuance of a new Non-Final Office Action that addresses pending claims 27-78 on the merits.

REJECTIONS UNDER 35 U.S.C. § 102

The rejection of claims 1-26 under 35 U.S.C. § 102(e) as allegedly being anticipated by U.S. Patent No. 6,269,151 to Hanson –and- U.S. Patent No. 6,226,360 to Goldberg *et al.* [Office Action, pg. 2, ¶1] is moot as claims 1-26 are not pending in the above-referenced application.

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CONCLUSION


Having addressed each of the foregoing rejections, it is respectfully submitted that a full and complete response has been made to the outstanding Office Action and, as such, the application is in condition for allowance. Notice to that effect is respectfully requested.

If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Date: January 31, 2007

Respectfully submitted,

By:


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Addendum

Attachment 1

SYSTEM AND METHOD FOR THE CREATION AND AUTOMATIC DEPLOYMENT
OF PERSONALIZED, DYNAMIC AND INTERACTIVE VOICE SERVICES WITH
CUSTOMIZED MESSAGE DEPENDING ON RECIPIENT